

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ORIGINAL

UNITED STATES OF AMERICA

- v. -

JI YUN LEE,
a/k/a "G,"
CHRISTINA CHAI,
a/k/a "Chai Christina Wang,"
a/k/a "CC," and
HI JONG LEE,
a/k/a "H,"

Defendants.

COUNT ONE

INDICTMENT

1:31 CRIM290

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: APR 17 2013

The Grand Jury charges:

1. From at least in or about 2011, up to and including on or about January 17, 2013, in the Southern District of New York and elsewhere, JI YUN LEE, a/k/a "G," CHRISTINA CHAI, a/k/a "Chai Christina Wang," a/k/a "CC," and HI JONG LEE, a/k/a "H," the defendants, and others known and unknown, intentionally and knowingly did combine, conspire, confederate, and agree together and with each other to violate the narcotics laws of the United States.

2. It was a part and an object of the conspiracy that JI YUN LEE, a/k/a "G," CHRISTINA CHAI, a/k/a "Chai Christina Wang," a/k/a "CC," and HI JONG LEE, a/k/a "H," the defendants, and others known and unknown, would and did distribute and possess with the

JUDGE CROTTY

intent to distribute a controlled substance, in violation of 21 U.S.C. § 841(a)(1).

3. The controlled substance involved in the offense was oxycodone, a Schedule II controlled substance, in violation of 21 U.S.C. § 841(b)(1)(C).

Overt Acts

4. In furtherance of the conspiracy, and to effect the illegal object thereof, the following overt acts, among others, were committed in the Southern District of New York and elsewhere:

a. On or about January 4, 2013, CHRISTINA CHAI, a/k/a "Chai Christina Wang," a/k/a "CC," the defendant, at a particular pharmacy located in Yonkers, New York (the "Pharmacy"), filled a fraudulent prescription for oxycodone ("Prescription-1"), which listed as issuer a particular doctor whose office is in the Bronx, New York ("Doctor-1").

b. On or about January 4, 2013, at the Pharmacy, JI YUN LEE, a/k/a "G," the defendant, handed to a confidential informant working with law enforcement, a bottle bearing a label with information listed on Prescription-1, and containing oxycodone.

c. On or about November 13, 2012, at the Pharmacy, HI JONG LEE, a/k/a "H," the defendant, filled a different fraudulent prescription for oxycodone listing Doctor-1 as issuer ("Prescription-2").

d. On or about November 6, 2012, at the Pharmacy, CHAI filled a different fraudulent prescription for oxycodone ("Prescription-3"), which listed Doctor-1 as issuer.

e. On or about November 9, 2012, at the Pharmacy, JI YUN LEE agreed to fill a different fraudulent prescription for oxycodone ("Prescription-4").

f. On or about November 9, 2012, at the Pharmacy, CHAI filled Prescription-4.

g. On or about December 6, 2012, at the Pharmacy, HI JONG LEE filled a different fraudulent prescription for oxycodone ("Prescription-5"), which listed as issuer a doctor whose office is in the Bronx, New York ("Doctor-2").

(Title 21, United States Code, Section 846.)

COUNT TWO

The Grand Jury further charges:

5. From at least in or about 2011, up to and including in or about January 2013, in the Southern District of New York and elsewhere, JI YUN LEE, a/k/a "G," and HI JONG LEE, a/k/a "H," the defendants, and others known and unknown, willfully and knowingly did combine, conspire, confederate and agree together and with each other to violate Title 18, United States Code, Sections 1956(a)(1)(A)(i), and 1956(a)(1)(B).

6. It was a part and an object of the conspiracy that JI YUN LEE, a/k/a "G," and HI JONG LEE, a/k/a "H," the defendants,

and others known and unknown, in an offense involving and affecting interstate and foreign commerce, knowing that the property involved in certain financial transactions, to wit, cash deposits, represented the proceeds of some form of unlawful activity, unlawfully and knowingly would and did conduct and attempt to conduct such financial transactions which in fact involved the proceeds of specified unlawful activity, to wit, the proceeds of illegal narcotics transactions, with the intent to promote the carrying on of specified unlawful activity, in violation of Title 18, United States Code, Section 1956(a)(1)(A)(i).

7. It was a further part and an object of the conspiracy that JI YUN LEE, a/k/a "G," and HI JONG LEE, a/k/a "H," the defendants, and others known and unknown, in an offense involving and affecting interstate and foreign commerce, knowing that the property involved in certain financial transactions, to wit, cash deposits, represented the proceeds of some form of unlawful activity, unlawfully and knowingly, would and did conduct and attempt to conduct such financial transactions which in fact involved the proceeds of specified unlawful activity, to wit, the proceeds of illegal narcotics transactions, knowing that the transactions were designed in whole and in part to conceal and disguise the nature, the location, the source, the ownership and the control of the proceeds of specified unlawful activity and to avoid a transaction reporting requirement under State and Federal

law, in violation of Title 18, United States Code, Section 1956(a)(1)(B).

Overt Acts

8. In furtherance of said conspiracy and to effect the illegal objects thereof, the following overt acts, among others, were committed in the Southern District of New York and elsewhere:

a. On or about September 20, 2012, at the Pharmacy, located in Yonkers, New York, JI YUN LEE, a/k/a "G," the defendant, received and placed inside his pocket \$360 in United States currency, in payment for oxycodone.

b. On or about April 4, 2012, HI JONG LEE, a/k/a "H," the defendant, made a cash deposit of approximately \$9,660 in United States currency, into the Pharmacy's bank account (the "Bank Account").

c. On or about October 9, 2012, HI JONG LEE made a cash deposit of approximately \$9,740 in United States currency, into the Bank Account.

(Title 18, United States Code, Section 1956(h).)

COUNT THREE

(Structuring Transactions To Evade
Currency Reporting Requirements)

The Grand Jury further charges:

9. From at least in or about 2011, up to and including in or about January 2013, in the Southern District of New York and elsewhere, HI JONG LEE, a/k/a "H," the defendant, willfully and

knowingly, and for the purpose of evading the reporting requirements of Title 31, United States Code, Section 5313(a) and the regulations promulgated thereunder, did structure and assist in structuring, and attempt to structure and assist in structuring, transactions with one and more domestic financial institutions in order to evade the required filing of a Currency Transaction Report ("CTR"), and did so while violating other laws of the United States and as part of a pattern of illegal activity involving more than \$100,000 in a 12-month period, to wit, HI JONG LEE - in furtherance of the narcotics conspiracy alleged in Count One of this Indictment and to disguise the proceeds of the narcotics conspiracy alleged in Count One of this Indictment - made multiple deposits of United States currency in amounts of \$10,000 and less, into an account in a financial institution located in Yonkers, New York, in order to evade the required filings of CTRs, which amounts exceeded a total of \$1 million in 2012.

(Title 31, United States Code, Sections 5324 (a) (3) & (d) (2);
Title 18, United States Code, Section 2; Title 31,
Code of Federal Regulations, Section 1010.311.)

FORFEITURE ALLEGATION
(Count One)

10. As a result of committing the controlled substance offense alleged in Count One of this Indictment, JI YUN LEE, a/k/a "G," CHRISTINA CHAI, a/k/a "Chai Christina Wang," a/k/a "CC," and HI JONG LEE, a/k/a "H," the defendants, shall forfeit to the United States pursuant to 21 U.S.C. §§ 853 and 970, any and all property

constituting or derived from any proceeds the defendants obtained directly or indirectly as a result of the violation and any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of the violation alleged in Count One of this Indictment.

11. If any of the above-described forfeitable property, as a result of any act or omission of the defendants:

a. cannot be located upon the exercise of due diligence;

b. has been transferred or sold to, or deposited with, a third person;

c. has been placed beyond the jurisdiction of the Court;

d. has been substantially diminished in value; or

e. has been commingled with other property which cannot be subdivided without difficulty; it is the intent of the United States, pursuant to 21 U.S.C. § 853(p), to seek forfeiture of any other property of the defendants up to the value of the above forfeitable property.

(Title 21, United States Code, Sections 846, 853, 960 and 970.)

FORFEITURE ALLEGATION
(Count Two)

12. As a result of committing the money laundering offense alleged in Count Two of this Indictment, JI YUN LEE, a/k/a "G," and HI JONG LEE, a/k/a "H," the defendants, shall forfeit to

the United States pursuant to 18 U.S.C. § 982(a)(1), all property, real and personal, involved in the offense and all property traceable to such property.

13. If any of the above-described forfeitable property, as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third person;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be subdivided without difficulty; it is the intent of the United States, pursuant to 18 U.S.C. § 982(b), to seek forfeiture of any other property of the defendants up to the value of the above forfeitable property.

(Title 21, United States Code, Sections 982(a)(1) and 982(b).)

FORFEITURE ALLEGATION
(Count Three)

14. As a result of committing the structuring offense alleged in Count Three of this Indictment, HI JONG LEE, a/k/a "H," the defendant, shall forfeit to the United States, pursuant to 31 U.S.C. § 5317, all property, real and personal, involved in the offense and all property traceable to such property.

15. If any of the above-described forfeitable property, as a result of any act or omission of the defendant:

a. cannot be located upon the exercise of due diligence;

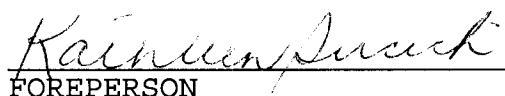
b. has been transferred or sold to, or deposited with, a third person;

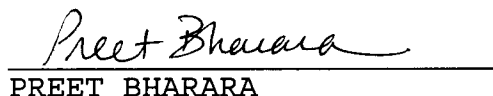
c. has been placed beyond the jurisdiction of the Court;

d. has been substantially diminished in value; or

e. has been commingled with other property which cannot be subdivided without difficulty; it is the intent of the United States, pursuant to 21 U.S.C. § 853(p), to seek forfeiture of any other property of the defendants up to the value of the above forfeitable property.

(Title 21, United States Code, Section 853(p); Title 31, United States Code, Sections 5317, 5324.)


FOREPERSON


PREET BHARARA
United States Attorney

Form No. USA-33s-274 (Ed. 9-25-58)

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SOUTHERN DISTRICT OF NEW YORK

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Defendants.

INDICTMENT

13 Cr. ____ (____)

(Title 21, United States Code,
Sections 846, 841(b)(1)(C), 853(p); Title
18, United States Code, Sections 1956(h),
1956(a)(1)(A)(i), 1956(a)(1)(B), and 2;
Title 31, United States Code, Sections
5324 (a) (3) & (d) (2); Title 31,
Code of Federal Regulations, Section
1010.311.)

PREET BHARARA

United States Attorney.

A TRUE BILL

Katherine Jurich
Foreperson.

4/17/13 - Filed Indictment Case assigned
to Judge Crotty. Judge Ferman's
U.S.M.A.